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March 13, 2007

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Conf. No. 4666
Art Unit: 1646
Examiner: Dong Jiang

Re: U.S. Patent Application Serial No. 09/756,690 filed January 9, 2001
Inventors: Orville G. KOLTERMAN *et al.*
Title: Use of Exendins and Agonists Thereof for Modulation of Triglyceride
Levels and Treatment of Dyslipidemia
Atty. Dkt: 18528.451 / 249/124

Sir:

Transmitted herewith for appropriate action by the U.S. Patent and Trademark Office (PTO) are the following documents:

1. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences; and
2. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The statutory fee of \$500.00 for filing a Notice of Appeal was paid with the previous appeal submitted on August 15, 2006. Therefore, it is believed that no fees are due in connection with this filing.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in the documents accompanying this paper. However, if such extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account Number 50-2387, referencing docket number 18528.451. Applicants likewise authorize a charge to Deposit Account Number 50-2387 for any other fees related to the present application that are not otherwise provided for in the accompanying documents.

Sincerely,



David R. Marsh (Reg. No. 41,408)

Enclosures

03/14/2007 JADD01 00000027 502387 09756690
AL FL:1407 500.00 DA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Orville G. KOLTERMAN *et al.*

Appln. No.: 09/756,690

Filed: January 9, 2001

For: **Use of Exendins and Agonists Thereof for Modulation of Triglyceride Levels and Treatment of Dyslipidemia**



Confirmation No.: 4666

Art Unit: 1646

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**Notice of Appeal from the Examiner to the
Board of Patent Appeals and Interferences**

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed December 14, 2006, that resulted in Applicants having claims that have been twice or finally rejected.

The official fee for this filing was paid with the previous appeal submitted on August 15, 2006. Thus, it is not believed any fees are due in conjunction with this Notice. However, if any additional fees are due in conjunction with this filing, authorization to charge such fees is given in the accompanying transmittal letter.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Dd R. Marsh".

Milan M. Vinnola (Reg. No. 45,979)

David R. Marsh (Reg. No. 41,408)

Date: March 13, 2007

ARNOLD & PORTER LLP

Attn: IP Docketing

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